DONATO J. BATTISTA
HUDSON COUNTY COUNSEL
ADMINISTRATION BUILDING ANNEX
567 PAVONIA AVENUE
JERSEY CITY, NEW JERSEY 07306
(201) 795-6250
BY: MICHAEL L. DERMODY (2023)
FIRST ASSISTANT COUNTY COUNSEL
ATTORNEY FOR DEFENDANTS, COUNTY OF HUDSON and HUDSON COUNTY SHERIFF'S OFFICE

TEVIN HENRY	**: UNITED STATES DISTRICT COURT**
	: DISTRICT OF NEW JERSEY
Plaintiff,	**:**
	: CIVIL ACTION NO.:
v.	**:**
	:
JERSEY CITY POLICE DEPARTMENT,	**:**
CITY OF JERSEY CITY, POLICE CHEIF	**:**
THOMAS J. COMEY, POLICE	**:** ***Removed from***
SERGEANT S. TROWBRIDGE, POLICE	**:** ***Superior Court of New Jersey***
OFFICE WILLIAM COSTIGAN,	**:** ***Hudson County - Law Division***
COUNTY OF HUDSON, HUDSON	**:** ***Docket No.: HUD-L-2788-14***
COUNTY PROSECUTOR'S OFFICE,	**:**
HUDSON COUNTY SHERIFF'S OFFICE,	**:**
NEW JERSEY TRANSIT POLICE,	**:**
STATE OF NEW JERSEY, JOHN DOES	**:**
1-20 (being fictitious persons whose	**:**
identities are currently unknown) and	**:**
ABC COS. 1-20 (being fictitious government	**:**
and/or business entities whose identities are	**:**
currently unknown),	**:**
Defendants.	**:**

NOTICE OF REMOVAL ON BEHALF OF DEFENDANTS COUNTY OF HUDSON and HUDSON COUNTY SHERIFF'S OFFICE

PLEASE TAKE NOTICE, on this date that the Defendants, **COUNTY OF HUDSON and HUDSON COUNTY SHERIFF'S OFFICE,** by and through its counsel, Michael L. Dermody, First Assistant County Counsel, of the Hudson County Counsel's

Office, has filed this Notice of Removal pursuant to 28 U.S.C. §1446(b) in the Office of the Clerk of the United States District Court for the District of New Jersey in Newark, New Jersey by electronic filing. The Defendant, by their undersigned counsel, says:

1. Plaintiff, Tevin Henry, brought an action against the Defendants in the Superior Court of New Jersey, Law Division, Hudson County, on or about July 9, 2014, under Docket No. HUD-L-3041-14, alleging he was a victim of wrongful and illegal conduct by the Defendants. A copy of the Complaint with jury demand is attached hereto as Exhibit "A."

2. The Complaint alleges in Counts One, Five, Six and Seven claims for violations of the Federal Civil Rights Act, 42 U.S.C. §1983 and §1985. Therefore, this case is appropriate for the Federal District Court to have jurisdiction over the subject matter of this action involving alleged violations of Plaintiff's civil rights under Federal Law.

3. Plaintiff served the Complaint upon the County on or about August 11, 2014. Therefore, this Notice is timely filed with this Court.

4. The County of Hudson has good and sufficient defenses in this action.

5. No previous application for the relief sought herein has been made to this or any other Court.

6. Not all co-Defendants have entered the matter so it cannot be represented that all co-Defendants consent to the removal of this matter to Federal Court

PLEASE TAKE FURTHER NOTICE, that the Defendants, County of Hudson and Hudson County Sheriff's Office, through its attorney, upon filing the Notice of Removal in the Office of the Clerk of the United States District Court for the District of New Jersey by electronic filing, has also filed a copy of the claim with the Clerk of the Superior Court of Hudson County, New Jersey, to effect removal of this action to the United States District Court pursuant to 28 U.S.C. §1446(d). A copy of the notice letter directed to the Clerk of the Superior Court in Hudson County is attached hereto as Exhibit "B."

PLEASE TAKE FURTHER NOTICE, that the Defendants, County of Hudson and Hudson County Sheriff's Office has provided a copy of this Notice of Removal to the extent possible to all parties. The appropriate Proof of Mailing is attached hereto as Exhibit "C."

Donato J. Battista
Hudson County Counsel

Date: September 2, 2014

s/ *Michael L. Dermody*
Michael L. Dermody
First Assistant County Counsel